

DIST/OFFICE	YR.	NUMBER	MO.	DAY	YEAR	J	N/S	O	R	H 23	\$	DEMAND OTHER	JUDGE NUMBER	JURY DEM.	DOCKET YR.	NUMBER
1085/4	75	0086	03	06	75	4	190	1	21		31		8509		75	0086 - B

PLAINTIFFS

DEFENDANTS

CHAMPLIN PETROLEUM COMPANY,  
A Corporation

~~SMITH, - Jimmy F.~~  
SMITH, Jimmy T.

SMITHCO OIL CORPORATION  
Intervening Defendant

CAUSE

Action for sales price of goods sold and delivered by Plaintiff to Defendant.

ATTORNEYS

R. Michael Carter  
HOLLIMAN, LANGHOLZ, RUNNELS & DORWART  
2700 Fourth National Bank Building  
Tulsa, OK 74119  
(918-584-1472)

Stan P. Doyle W/Doyle & Holmes  
2003 East 15th Street  
Tulsa, Oklahoma 74104  
932-4242

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
				JS-5	4-1-75
				JS-6	9-1-75

DATE	NR.	PROCEEDINGS
3-6-75	1.	Complaint filed and summons issued. v
3-14-75		Summons, ret. & filed: served Jimmy F. Smith on 3-7-75. (USM \$4.32)g
3-24-75	2.	Deft's Motion Under Rule 12 (b) (7) to Require Plf. to Join a Party Under Rule 19 or in the Alternative to Permit the Intervention of Smithco Oil Corp as a Party Deft. to Assert its Counterclaims & Motion to Dismiss Under Rule 12 (b) (4) for Insufficiency of Process, filed. mm
3-24-75	3.	Deft's Memorandum in Support of Motion for Relief Under Rule 12, filed. mm.
3-24-75		MO: It is ordered by the Court that the Plf. file a responsive brief within 10 days to the Dfts. motion under rule 12 (b) (7) to require Plf. to join a party under Rule 19 or in the alternative to permit the intervention of Smithco Oil Corporation as a party Deft. to assert its counterclaims & motion to dismiss under Rule 12 (b) (4) for insufficiency of process. mm cps mld.
3-24-75	4.	Affidavit of Jimmy T. Smith in support of Rule 12 motions, filed. hm
4-3-75	5.	Pltf's Brief in Opposition to Deft's Mtn. for Relief under Rule 12, filed. jj
4-8-75	6.	ORDER, filed, overruling deft's Motion requiring pltf. to join Smithco Oil Corp. as pty. deft; sustaining deft's alternative Motion to permit intervention of Smithco and granting deft. 5 days to file proper pleadings; overruling deft's Motion to Dismiss; and granting pltf. 5 days to amend its Complaint to properly reflect deft's name as "Jimmy T. Smith". (AEB-J) lm cps. mld.
4-9-75	7.	Amended Complaint, filed. rm (correcting name of def.)
4-14-75	8.	Answer of Jimmy T. Smith, filed. hm JURY TRIAL DEMANDED
4-14-75	9.	Intervenor Smithco Oil Corp's answer and cross petition, filed. hm (with jury trial demand)
4-30-75	10.	Intervenor Smithco Oil Corp's first set of written interrogs., filed. lm
5-5-75	11.	Pltf's applic. for ext. of time to file ans. to cross-petition, filed hm O to J
5-6-75	12.	Order, filed, granting pltf. 20 days from 5-5-75 to answer cross-petition of Smithco Oil Corp. (AEB-J)g 0
5-22-75	13.	Objections of Plaintiff to Intervenor Smithco Oil Corp. First Set of Written Interrogatories and Breif in Support Thereof, filed. mm
5-22-75	14.	Notice of Taking Deposition of Jimmy T. Smith by pltf., filed. lm
5-28-75	15.	Mtn. to Dismiss filed by Pltf. purs. to Rule 12(b)(6).jj
5-28-75	16.	Brief in Support of Mtn. to Dismiss under Rule 12(b)(6), filed. jj
5-28-75		MO: It is Ordered by the Ct. that deft. is granted 10 days in which to respond to pltf's Mtn. to Dismiss(AEB-J)jj
5-28-75	17.	Mtn. to Strike under Rule 12(f) & Brief in Support filed by pltf. jj
5-28-75		MO: It is Ordered by the Ct. that deft. is granted 10 days in which to respond to pltf's Mtn. to Strike(AEB-J)jj
6-6-75	18.	Appl. of def.-intervenor for ext. of time to file responsive briefs, and to respond to pltf. obj. to interrogatories, filed. rm
6-6-75	19.	Order, filed, granting def-intervenor 20 days from 6-8-75 to file responsive briefs. (AEB-J)g mailed.

continued

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>75-C-86</u>
CHAMPLIN PETROLEUM COMPANY	JIMMY T. SMITH	PAGE <u>3</u> OF <u>2</u> <del>xxxxx</del> sheets

DATE	NR.	PROCEEDINGS
8-7-75	20	Joint appl. of all parties for dismissal of cause of action, compl., and deft.-intervenor's cause of action, with prejudice, filed.k <i>otoJ</i>
8-7-75	21	Pltf's dismissal w/ prejudice, filed.k
8-7-75	22	Deft.-intervenor Smithco Oil Corp.'s dismissal w/ prejudice, filed.k and entered
8-11-75	23	Order, filed, dismissing w/prejudice. (AEB-J) cps mld.
9-17-75		Deposition of <u>James Theodore Smith</u> , on behalf of the deft., taken on 5-27-75 before Loyd J. Christesson, CSR W/fees pf \$99.00 paid by the plaintiff, filed. mm

PLAINTIFF	DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
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PAGE \_\_\_\_ OF \_\_\_\_ PAGES

**NR.**

## PROCEEDINGS